

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION OF)	
CHESAPEAKE UTILITIES CORPORATION)	
FOR APPROVAL OF A CHANGE IN ITS)	PSC DOCKET NO. 18-1056
GAS SALES SERVICE RATES (“GSR”) TO)	
BE EFFECTIVE NOVEMBER 1, 2018)	
(FILED AUGUST 31, 2018))	

ORDER NO. 9443

AND NOW, this 20th day of August 2019, the Delaware Public Service Commission (the “Commission”) determines and orders the following:

WHEREAS, on August 31, 2018, Chesapeake Utilities Corporation (“Chesapeake”) filed with the Commission an application (the “Application”) seeking approval to change its gas sales service rates (“GSR Rates”) effective for usage on and after November 1, 2018; and

WHEREAS, on September 12, 2018, the Delaware Division of the Public Advocate (the “DPA”) filed its Statutory Notice of Intervention pursuant to 29 *Del. C.* § 8716; and

WHEREAS, by Order No. 9272 (Sept. 25, 2018), the Commission determined, pursuant to 26 *Del. C.* §§ 304 and 306, that the proposed modifications to the GSR Rates should be permitted to become effective for usage on and after November 1, 2018, subject to refund and pending the Commission’s further review and final decision; and

WHEREAS, an evidentiary hearing was held before the Commission at its regularly scheduled meeting on May 7, 2019, and the Commission entered Order No. 9381 approving the proposed GSR rates as just and reasonable; and

WHEREAS, Tariff Sheet No. 42 of Chesapeake's tariff requires that if, during a GSR year, an under-collection in the GSR Rates exceeds a 6% threshold, Chesapeake must apply for revised GSR Rates; and

WHEREAS, on July 31, 2019, Chesapeake filed a letter application ("Letter Application") stating that by October 31, 2019, its projected under-collection balance will be approximately 6.53%, which exceeds the 6% threshold amount set forth in Tariff Sheet No. 42 of Chesapeake's Tariff; and

WHEREAS, Chesapeake requested a waiver of Tariff Sheet No. 42, stating that such an increase would have little impact on the under-collection balance that will be carried over to the next GSR period because the majority of gas consumption occurs during the heating season, and it would be an inefficient use of Chesapeake's resources to prepare such a filing, and of the Commission Staff's and the Public Advocate's resources to review that filing; and

WHEREAS, Staff has reviewed the Letter Application and recommends that the Commission grant Chesapeake's requested waiver of the provisions in Tariff Sheet No. 42 which requires filing for and requesting a change of GSR Rates. Staff notes that Chesapeake will file an application for its next annual GSR Rates on or before September 1, 2019, and any projected under-collection balance will be incorporated into the calculations to support that filing;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE
VOTE OF NO FEWER THAN THREE COMMISSIONERS:**

1. For the reasons set forth in the Letter Application and in Staff's Memorandum, the Commission **GRANTS** Chesapeake's requested waiver of the provisions of Tariff Sheet No. 42.
2. The Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

Chairman

Commissioner

Commissioner

Commissioner

Commissioner

ATTEST:

Secretary